

AN ACT

ENTITLED, An Act to prohibit the picketing of funerals under certain circumstances, to provide penalties for the violation thereof, and to declare an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. No person may engage in any act of picketing at any funeral service during the period from one hour before the scheduled commencement of the funeral services until one hour after the actual completion of the funeral services.

Any violation of this section is a Class 2 misdemeanor. Each day on which a person violates this section constitutes a separate offense.

Section 2. Notwithstanding the criminal penalties provided in section 1 of this Act, the circuit court may enjoin conduct proscribed by section 1 of this Act and may in any such proceeding award damages, including attorney fees, or other appropriate relief against any person who is repeatedly found guilty under this Act.

Section 3. For the purpose of this Act, the term, picketing, means protest activities engaged in by any person stationed within one thousand feet of a funeral service within one hour prior to, during, and one hour following the commencement of any funeral service.

Section 4. For the purposes of this Act, funeral services are any ceremony, procession, or memorial held in connection with the burial or cremation of a deceased person.

Section 5. Whereas, this Act is necessary for the immediate preservation of the public peace, health, or safety, an emergency is hereby declared to exist, and this Act shall be in full force and effect from and after its passage and approval.

An Act to prohibit the picketing of funerals under certain circumstances, to provide penalties for the violation thereof, and to declare an emergency.

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I certify that the attached Act
originated in the

SENATE as Bill No. 156

Secretary of the Senate
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President of the Senate

Attest:

Secretary of the Senate

Speaker of the House

Attest:

Chief Clerk

Senate Bill No. 156
File No. _____
Chapter No. _____

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Received at this Executive Office
this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor
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The attached Act is hereby
approved this _____ day of
_____, A.D., 20____

Governor
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STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____, 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State